

From: [Sirak, Reed](#)
To: [Clark, Jacqueline](#)
Cc: [Grueterich, Sophie](#)
Subject: RE: Waxman Information Request
Date: Wednesday, June 30, 2021 11:50:39 AM

Thank you. Waxman will be submitting under options 1 as CBI.

Best,

Reed

Reed W. Sirak

Associate
Real Estate & Environmental
Ph: 216.363.6256
Cell: 614.264.1532

From: Clark, Jacqueline <clark.jacqueline@epa.gov>
Sent: Wednesday, June 30, 2021 12:16 PM
To: Sirak, Reed <RSirak@beneschlaw.com>
Cc: Grueterich, Sophie <grueterich.sophie@epa.gov>
Subject: RE: Waxman Information Request

Reed – I am following up on your question about submitting information to EPA. I have confirmed that providing information via hard-copy will indeed take longer than normal, and I have also confirmed that we are unable to receive FIFRA CBI material electronically. Here are some options for submittal:

1. If Waxman would like to claim CBI, please place the information in an envelope that is clearly marked as “CBI – To Be Opened ONLY by Addressee.” This envelope should be placed into another envelope which is normally addressed and sealed with no indication it contains CBI. The double sealed envelope should be mailed to:

Nguyen (ECP-17J)	Anna
Region 5	U. S. EPA,
Jackson Boulevard	77 West
Illinois 60604	Chicago,

2. If Waxman would like to submit a redacted version of the information, then EPA can begin its review while waiting for the CBI material to arrive and make its way to the appropriate office. Waxman can submit the redacted version of the material via email directly to

nguyen.anna@epa.gov or through [EPA Go Anywhere](#) if the files are too large to send over email. If Waxman would like to utilize EPA GoAnywhere, please send me the email address of the submitter so we can provide a direct link to the submitter for uploading the redacted information to EPA Go Anywhere.

Please let me know if you have any questions.

Sincerely,

Jacqueline Clark

Associate Regional Counsel
Office of Regional Counsel
U.S. EPA, Region 5 – Chicago
77 West Jackson Boulevard
Chicago, Illinois 60604-3590
312-353-4191 (direct)

clark.jacqueline@epa.gov



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From: Sirak, Reed <RSirak@beneschlaw.com>
Sent: Friday, June 4, 2021 11:57 AM
To: Clark, Jacqueline <clark.jacqueline@epa.gov>
Cc: Grueterich, Sophie <grueterich.sophie@epa.gov>
Subject: RE: Waxman Information Request

Hi Jacqueline,

I'm available for a call at 2 PM CST. Shall I call you directly?

Thanks,

Reed

Reed W. Sirak

Associate
Real Estate & Environmental
Ph: [216.363.6256](tel:216.363.6256)
Cell: [614.264.1532](tel:614.264.1532)

From: Clark, Jacqueline <clark.jacqueline@epa.gov>
Sent: Friday, June 4, 2021 12:14 PM
To: Sirak, Reed <RSirak@beneschlaw.com>
Cc: Grueterich, Sophie <grueterich.sophie@epa.gov>


Subject: RE: Waxman Information Request

Reed – do you have time for a quick call with me and Sophie today? I'd like to provide a head's up on a follow-up communication that Anna Nguyen will be sending to Waxman early next week. Sophie and I are available today between 11:30 am – 1 pm and 2:30 – 3:30 pm CST. I expect our call would last 15 minutes or less.

Sincerely,

Jacqueline Clark

Associate Regional Counsel
Office of Regional Counsel
U.S. EPA, Region 5 – Chicago
77 West Jackson Boulevard
Chicago, Illinois 60604-3590
312-353-4191 (direct)

clark.jacqueline@epa.gov
 United States
Environmental Protection
Agency

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From: Clark, Jacqueline
Sent: Thursday, May 20, 2021 4:10 PM
To: Sirak, Reed <RSirak@beneschlaw.com>
Cc: Grueterich, Sophie <Grueterich.Sophie@epa.gov>
Subject: RE: Waxman Information Request

Reed – Thank you for taking time this morning to talk with me about your request, on Waxman's behalf, for an extension of time to respond to EPA's April 8, 2021 request for additional information as an extension of the Ohio Department of Agriculture's (ODA) November 2020 inspection of Waxman. I have confirmed with Anna that the below extensions of time for Waxman to respond to the April 8th request are acceptable:

- 45 days from today to provide all requested receiving, sales and distribution records
- 45 days from today to provide requested documentation on Waxman's national recall of 'Kleen Freak Disinfecting Wipes'
- 60 days from today to provide all other information requested and any additional information the company would like to provide to EPA

I am copying Sophie Grueterich to this communication, as Sophie has joined me as co-counsel on this matter. Please feel free to reach out with any questions or follow-up discussion. -Jacquie

Sincerely,

Jacqueline Clark

Associate Regional Counsel
Office of Regional Counsel
U.S. EPA, Region 5 – Chicago
77 West Jackson Boulevard
Chicago, Illinois 60604-3590
312-353-4191 (direct)

clark.jacqueline@epa.gov



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From: Sirak, Reed <RSirak@beneschlaw.com>

Sent: Tuesday, May 18, 2021 4:29 PM

To: Nguyen, Anna <Nguyen.Anna@epa.gov>

Subject: RE: Waxman Information Request

Dear Ms. Nguyen,

I am writing to you on behalf of my client Waxman with respect to the US EPA information request it received on April 8, 2021 via email. The information request seeks “copies of receiving, sales and distribution records related to ‘Kleen Freak Disinfecting Wipes,’ from November 1, 2019 to November 30, 2020.” A subsequent email from you dated May 12, 2021 indicates that the deadline for responding to the information request is May 19, 2021. The email serves as Waxman’s formal request for a 90-day extension to properly respond to US EPA’s information request.

A 90-day extension is appropriate in this case. Benesch was recently retained to represent Waxman with regards to the information request. Counsel requires additional time to review the request and establish appropriate procedures to ensure that the information provided adequately responds to the request and that all confidential business information (CBI) is properly managed. Counsel also seeks clarification as to the best format to submit this information to US EPA. Finally, the 90-day extension is warranted because Waxman is still in a work-from-home environment due to COVID-19. The records, which are located offsite, must be identified, transported back to the facility and reviewed before the information can be turned over to US EPA. Waxman estimates that it needs an additional 90 days to complete this work.

Please confirm whether US EPA is agreeable to Waxman’s request for a 90-day extension.

Sincerely,

Reed

Reed W. Sirak

Associate

Real Estate & Environmental

Ph: [216.363.6256](tel:216.363.6256)

Cell: [614.264.1532](tel:614.264.1532)

From: Sirak, Reed <RSirak@beneschlaw.com>

Sent: Friday, May 14, 2021 2:18 PM

To: Nguyen, Anna <Nguyen.Anna@epa.gov>

Subject: RE: Waxman Information Request

Hi Anna,

Thank you for your prompt response. I'm generally available this afternoon if you have time to talk.

Best,

Reed

Reed W. Sirak

Associate

Real Estate & Environmental

Ph: [216.363.6256](tel:216.363.6256)

Cell: [614.264.1532](tel:614.264.1532)

From: Nguyen, Anna <Nguyen.Anna@epa.gov>

Sent: Friday, May 14, 2021 1:42 PM

To: Sirak, Reed <RSirak@beneschlaw.com>

Subject: RE: Waxman Information Request

Hello Reed,

Email received, we will follow up in the near future for a discussion on this matter.

Regards,

Anna Nguyen

Enforcement Officer

Pesticides & Toxics Compliance Section

U.S. EPA, Region 5 (ECP-17J)

77 West Jackson Boulevard

Chicago, Illinois 60604

Phone: (312) 886-6798

Email: nguyen.anna@epa.gov

From: Sirak, Reed <RSirak@beneschlaw.com>

Sent: Friday, May 14, 2021 12:01 PM

To: Nguyen, Anna <Nguyen.Anna@epa.gov>

Subject: Re: Waxman Information Request

Hi Anna,

My name is Reed Sirak. I left you a voicemail earlier today. I would like to speak to briefly about the information request that you sent to John Holzheimer on April 8, 2021. I have a couple questions regarding your request. Please give me a call at your earliest convenience. The best number to call is 614-264-1532.

Thank you,

Reed

Reed W. Sirak

Associate

Real Estate & Environmental

Benesch Friedlander Coplan & Aronoff LLP

200 Public Square, Suite 2300

Cleveland, OH 44114-2378

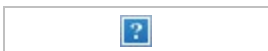
Ph: [216.363.6256](tel:216.363.6256)

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